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## FACSIMILE

January 25, 2005

Number of Pages: 7

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### PATENTS

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: )  
Joseph C. Walsh, et al. )  
Serial No: Not yet assigned )  
Divisional of U.S. Serial No. 09/972,575 )  
Filed: January 21, 2005 )  
For: CARTON BLANK, CARTON AND )  
METHOD OF FORMING THE CARTON )

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PTO/SB/21 (09-04)

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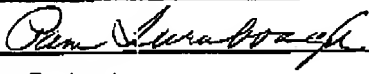
<b>TRANSMITTAL FORM</b>	Application Number	Not yet assigned	
	Filing Date	January 21, 2005	
	First Named Inventor	Joseph C. Walsh	
	Art Unit	Not yet assigned	
	Examiner Name	Not yet assigned	
(to be used for all correspondence after initial filing)		Attorney Docket Number	R029 1721.2
Total Number of Pages in This Submission			

<b>ENCLOSURES (Check all that apply)</b>		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO/SB/08A (3 pages)
Remarks <input type="text"/>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Womble Carlyle Sandridge & Rice, PLLC		
Signature			
Printed name	C. Keith Montgomery		
Date	January 25, 2005	Reg. No.	45,254

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
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Typed or printed name	Pam Tumbough	Date	January 25, 2005

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**PATENTS**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: )  
 )  
 Joseph C. Walsh, et al. )  
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 Serial No: Not yet assigned )  
 Divisional of U.S. Serial No. 09/972,575 )  
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 Filed: January 21, 2005 )  
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 For: CARTON BLANK, CARTON AND )  
 METHOD OF FORMING THE CARTON )

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**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450

Sir:

The citation of information on the attached Form PTO/SB/08A, "Information Disclosure Statement By Applicant" is made pursuant to 37 C.F.R. §§ 1.97 and 1.98. Pursuant to 37 C.F.R. §1.98(d), inasmuch as this application relies on prior application Serial No. 09/972,575 filed October 5, 2001, for an earlier filing date under 35 U.S.C. §120, no copy of any patent, publication or other information previously cited by or submitted to the Office in such prior application is being provided herewith.

The Examiner is specifically requested not to rely solely on the information submitted herein. On the contrary, the Examiner is requested to conduct an independent and thorough review of the information, and to form independent opinions as to its significance.

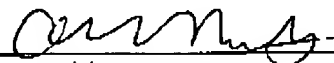
The citation of this information does not constitute an admission that any of the materials are available as a reference, nor does it constitute a waiver of any right Applicant may have under applicable statutes, Rules of Practice in patent cases, or otherwise.

It is respectfully requested that the Examiner initial and return copies of the enclosed Form PTO/SB/08A and to indicate in the official file wrapper of the above-identified patent application that each item of the cited information has been considered.

Divisional of U.S. Patent Application Serial No. 09/972,575  
Title: "Carton Blank, Carton and Method of Forming the Carton"  
Filed: January 21, 2005

Pursuant to 37 C.F.R. § 197(b)(3), Applicant respectfully asserts that no fee is due. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to deposit account no. 09-0528.

Date: January 25, 2005



C. Keith Montgomery  
Attorney for Applicant  
Reg. No. 45,254

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Attorney Docket No.: R029 1721.2

PTO/SB/08A (08-03)

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Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>		Application Number	Not yet assigned
		Filing Date	January 21, 2005
		First Named Inventor	Joseph C. Walsh
		Art Unit	Not yet assigned
		Examiner Name	Not yet assigned
Sheet 1 of 3	Attorney Docket Number	R029 1721.2	

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 1,907,067	05-02-1933	C. W. Hartmann	
		US- 2,010,863	08-13-1935	P. Johnson	
		US- 2,421,141	05-1947	Carr	
		US- 2,434,756	01-1948	Brooks	
		US- 2,549,582	04-17-1951	R.M. Dunning	
		US- 2,583,211	01-1952	Fleming	
		US- 2,848,153	08-19-1958	C. H. Geiger, Sr.	
		US- 2,881,967	04-14-1959	W. A. Ringler	
		US- 2,926,832	03-1960	Negoro	
		US- 2,944,726	07-12-1960	W. W. McCauley	
		US- 3,073,501	01-1963	Williamson	
		US- 3,133,689	05-1964	Rossi	
		US- 3,146,936	09-1964	Hodapp	
		US- 3,168,233	02-1965	Ignell	
		US- 3,187,987	06-1965	Graybill	
		US- 3,259,297	07-1966	Kalajian	
		US- 3,347,446	10-17-1967	R. Guyer et al.	
		US- 3,484,034	12-16-1969	M. M. Sternau	
		US- 3,944,066	03-1978	Niepmann, Otto	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		CA 1,017,728	09-20-1977	Orison W. Stone		
		GB 2 229 996 A	10-10-1990	Premier Brands UK Limited		

Examiner Signature	Date Considered
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PTO/SB/08A (08-03)

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	Not yet assigned
Filing Date	January 21, 2005
First Named Inventor	Joseph C. Walsh
Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket Number	R029 1721.2

Sheet 2 of 3

**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 4,284,197	08-1981	Mayers	
		US- 4,431,129	02-1984	Froom	
		US- 4,565,315	01-1986	Wagner et al.	
		US- 4,913,292	04-03-1990	Field	
		US- 4,948,038	08-1990	Moeller	
		US- 4,953,707	09-1990	Wein	
		US- 5,044,503	09-1991	Wein	
		US- 5,141,150	08-25-1992	Plaessmann	
		US- 5,154,343	10-13-1992	Stone	
		US- 5,314,114	05-1994	Stone	
		US- 5,328,091	07-12-1994	Koss	
		US- 5,373,960	12-20-1994	Gunn et al.	
		US- 5,402,933	04-1995	Behrmann	
		US- 5,505,374	04-09-1996	Stone	
		US- 5,515,996	05-14-1996	Stone	
		US- 5,642,599	07-01-1997	Tisma	
		US- 5,788,102	08-04-1998	Hall et al.	
		US- 5,810,250	09-1998	Stone et al.	
		US- 5,857,614	01-12-1999	Walsh	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>4</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

Examiner Signature	Date Considered
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		First Named Inventor	Joseph C. Walsh
		Art Unit	Not yet assigned
		Examiner Name	Not yet assigned
Sheet 3 of 3	Attorney Docket Number	R029 1721.2	

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 5,875,963	03-02-1999	Stone et al.	
		US- 5,911,359	06-15-1999	Stone et al.	
		US- 5,947,368	09-1999	Thrasher et al.	
		US- 5,957,280	09-28-1999	Frocke et al.	
		US- 6,152,360	11-2000	Block et al.	
		US- 6,195,959	03-06-2001	Tisma	
		US- 6,223,507	05-01-2001	Tisma	
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